

A. EARL BUSSARD, the Complainant in this cause, after being duly sworn, deposes and says:

Questions by Mr. Offutt:

- Q. State your name, age and residence.
- A. My name is A. Earl Bussard, I am 41 years of age and reside at Woodsboro, Maryland.
- Q. Mr. Bussard, did you or not acquire from Amy L. Eichelberger, widow, on June 12, 1945, a tract or parcel of land located and situate on the South end of Woodsboro, Frederick County, Maryland?
- A. Yes, I did.
- Q. What does this property principally consist of?
- A. A tract of land containing 60 square perches of land, more or less, and improved with frame building covered with metal sheeting and used by me since purchasing it as a garage and farm machinery sales and repair business.
- Q. Will you state whether or not you have been in actual possession of said tract or parcel of land since acquiring it on June 12, 1945?
- A. Yes, I have.
- Q. I show to you a certified copy of the original Deed from Amy L. Eichelberger to you and Evelyn L. Bussard, your wife, which was recorded on June 13, 1945 in Liber 449, folio 189, one of the Land Records of Frederick County, Maryland, and ask if this does purport to convey the land you acquired?
- A. Yes, it does.
- Q. (Certified copy of Deed offered into evidence and marked "Complainant's Exhibit A")
- Q. Since acquiring the said tract of land, have you or not discovered that a cloud exists on your title by reason of the failure to record a Deed in the chain of title?
- A. Yes, I have discovered such a defect in the title.
- Q. Referring to the examination of the title, will you state whether or not the property was ever acquired and owned by William F. Cover?
- A. Yes, it was.
- Q. I show to you a certified copy of the original Deed from Bruce E. Fogle to William F. Cover dated March 21, 1918 and recorded in Liber 324, folio 237, one of the Land Records of Frederick County, and ask you if this Deed conveys the same tract of land which you acquired and now occupy?
- A. Yes, it does.